COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

INVESTIGATIVE SUMMARY

INCIDENT:	**Hit-Shooting, Use of Taser**
IAB FILE NUMBER:	**SH 2461587 / FO 2461589**
URN:	**018-17610-1321-54**
DATE/TIME:	**August 10, 2018; 1300 hours**
LOCATION:	**5130 Clark Avenue, Lakewood, California 90712**

SYNOPSIS:

On Friday, August 10, 2018, Internal Affairs Bureau (IAB) Sergeants Luan Dang, Francois Chang, and Lieutenant Minh Dinh responded to Lakewood Station regarding a deputy involved hit-shooting incident. IAB investigators learned the involved deputies utilized their duty weapons and fired four rounds at the suspect inside a booking cell. After the suspect was shot, the suspect remained hostile and a Taser was used which allowed the deputies to enter the booking cell and handcuff him.

The on-duty Watch Commander, Lieutenant Eric Castano, took reasonable steps to ensure the involved and witness personnel did not discuss the incident among themselves, or with uninvolved persons, prior to being interviewed by the assigned investigators. Additionally, the involved and witness personnel did not collectively consult with their attorneys or union representatives. The involved and witness personnel were gathered in the company of a supervisor until they provided their statements to the assigned investigators.

Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey arrived and assumed control of the shooting investigation - For further information refer to the shooting investigation, under URN #018-17610-1321-054, *Refer to* **[EXHIBIT A]**.

On September 18, 2019, the Los Angeles County District Attorney's Office reviewed the facts of the shooting and determined Detective Roberto Solorio and Deputy Nicholas Fernandez acted lawfully in defense of another when they fired their weapons at Suspect James Kalaaukahi. The District Attorney's Office declined to take further action, *See* **[EXHIBIT B]**.

SUMMARY

On August 10, 2018, at approximately 0936 hours, Lakewood Station desk personnel received a call of a male who was in possession of a chainsaw, in a blue Ford Ranger pickup truck, acting erratically in the parking lot of a church, Lakewood Station Incident, LKD18222-0151 **[Miscellaneous Documents]**. The call was dispatched to Deputies Karla Farias, [redacted], and Jonathan Leung, [redacted]. Deputy Tyler Steinriede, an assisting unit, was the first unit to arrive on scene and detain the male, later identified as Suspect Kalaaukahi. Deputies Farias and Leung arrived at the location after Deputy Steinriede, [redacted], and assumed control of the investigation.

While conducting their investigation, Deputies Farias and Leung received an update from Lakewood Station desk personnel that Suspect Kalaaukahi had stolen the blue Ford Ranger pickup truck from the victim's father, Lakewood Station Incident, LKD18222-0157 **[Miscellaneous Documents]**. The victim was desirous of prosecution and the call was dispatched to Deputy Blanca Godinez, [redacted]. Deputy Godinez spoke with the victim and related the information to Deputies Farias and Leung. The stolen vehicle report was documented under file #918-17598-1328-091 **[Miscellaneous Documents]**. Deputies Farias and Leung arrested Suspect Kalaaukahi and transported him to Lakewood Station. Suspect Kalaaukahi was cooperative during the arrest and during the booking process at Lakewood Station Jail. After Suspect Kalaaukahi was booked at Lakewood Station, Deputies Farias and Leung returned to their patrol duties.

On August 10, 2018, Custody Assistants (CA) [redacted] and Karen Johnson were assigned as the jailers at Lakewood Station. At approximately 1300 hours, CA Johnson went to the front counter to process a bail bond. CA [redacted] was alone in the jail and prepared the Live Scan machine to obtain Suspect Kalaaukahi's fingerprints. Suspect Kalaaukahi was housed alone in a booking cell (herein after will be referred to as the cell).

> **IAB Note:** Live scan is an inkless, electronic means of capturing fingerprints in a digitized format and then transmitting the data to a state database.

CA [redacted] unlocked the cell and instructed Suspect Kalaaukahi to exit. Suspect Kalaaukahi obeyed CA [redacted] instructions and followed her to the Live Scan machine. After CA [redacted] obtained fingerprints from Suspect Kalaaukahi's right hand, she prepared the Live Scan machine to process Suspect Kalaaukahi's left hand. As CA [redacted] prepared the Live Scan machine, Suspect Kalaaukahi punched CA [redacted] once in the face with his right fist. The force of the punch caused CA [redacted] to fall backward, landing on her back, on the ground. Once on the ground, Suspect Kalaaukahi ripped the Taser and the Taser's holster from CA [redacted] left leg. CA [redacted] rolled over to her stomach as Suspect

Kalaaukahi removed the Taser from the holster. CA [redacted] stood up and ran toward the panic alarm button, which was affixed to the east wall.

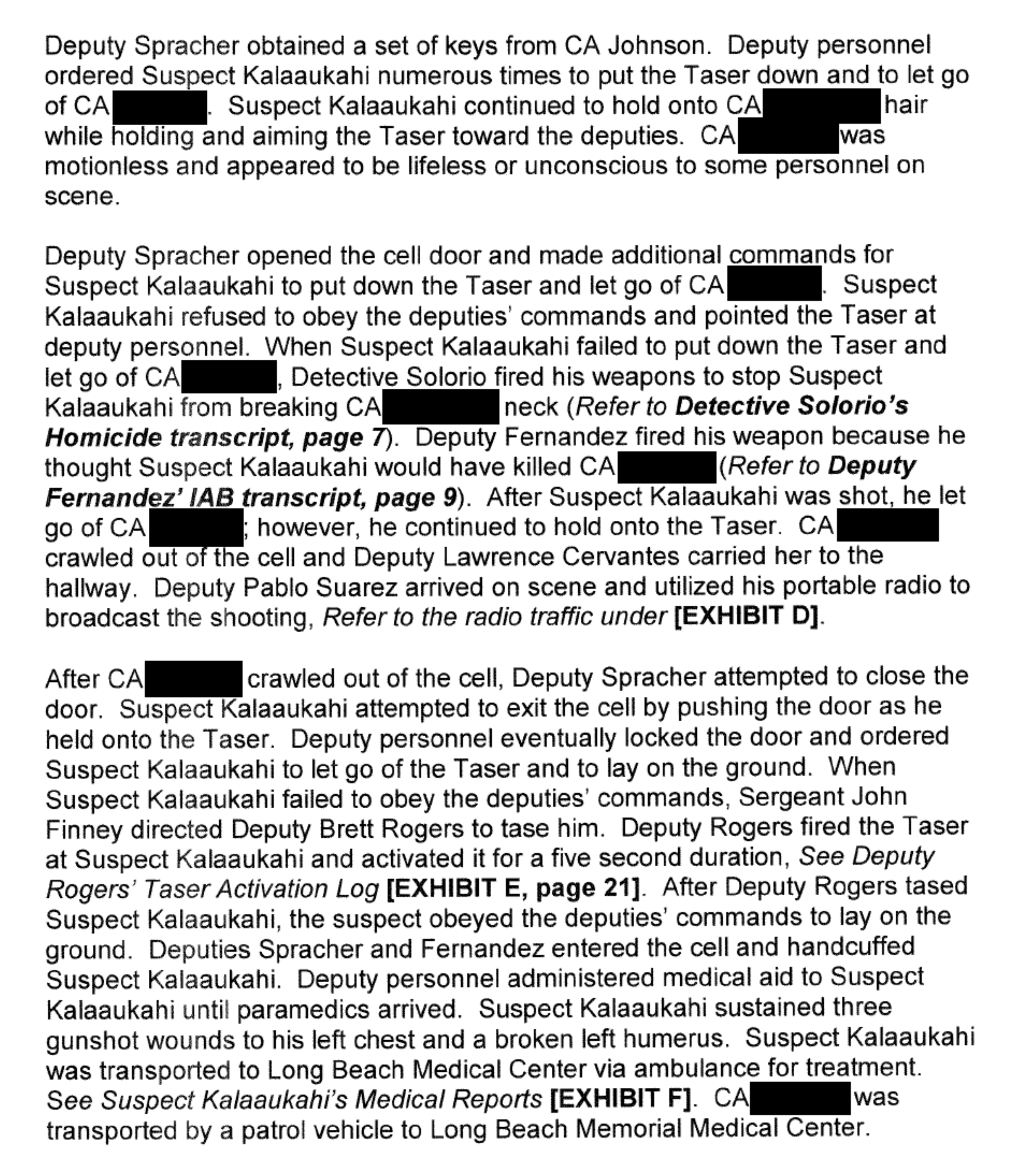
Simultaneously as CA [redacted] pushed the panic alarm button, Suspect Kalaaukahi grabbed her hair with his left hand and pulled her backward. CA [redacted] fell backward and landed on her buttocks while Suspect Kalaaukahi continued to hold onto her hair as he dragged her backward into the cell. Once Suspect Kalaaukahi dragged CA [redacted] into the cell, he closed the door. After Suspect Kalaaukahi closed the cell door, he fired the Taser. CA [redacted] was not struck by the Taser. The Taser Activation Log showed CA [redacted] Taser was activated five times. Each activation lasted five seconds. *See CA* [redacted] *Taser Activation Log* **[EXHIBIT C, page 20]**.

Lieutenant Joseph Badali, who was the watch commander on day shift on August 10, 2018, saw a live feed footage of the jail from a computer monitor in his office. The live footage showed Suspect Kalaaukahi standing over CA [redacted]. Lieutenant Badali believed Suspect Kalaaukahi had assaulted CA [redacted]. Lieutenant Badali exited the watch commander's office and ran toward the jail. As he ran toward the jail, Lieutenant Badali alerted Lakewood Station personnel there was a fight in the jail. Simultaneously as Lieutenant Badali ran toward the jail, Watch Deputy Robert Spracher heard the panic alarm activation from his desk. Deputy Spracher checked the panic alarm and learned the activation was from the jail. Deputy Spracher ran out of the dispatch area and followed Lieutenant Badali into the jail.

After securing their weapons in the gun lockers, Lieutenant Badali and Deputy Spracher entered the jail and discovered Suspect Kalaaukahi and CA [redacted] were inside the cell. Suspect Kalaaukahi was holding CA [redacted] hair in one hand while holding a Taser in the other hand. CA [redacted] was seated on the ground and appeared unconscious with blood covering her face. Suspect Kalaaukahi pointed the Taser at Lieutenant Badali and Deputy Spracher while he refused to obey their orders to put down the Taser and to let CA [redacted] go. Deputy Spracher attempted to open the door of the cell; however, it was locked.

Lieutenant Badali gave his Oleoresin Capsicum (OC) spray to Deputy Spracher and yelled to responding personnel he needed firearms inside the jail. As Lieutenant Badali exited the jail, Deputy Spracher attempted to spray Suspect Kalaaukahi through the metal mesh screen; however, the OC spray was inoperable. Simultaneously as Lieutenant Badali went toward the station hallway, Detective [redacted] arrived at the jail and held the door open for responding personnel to enter the jail from the station.

In the hallway, Lieutenant Badali saw Detective Roberto Solorio and Deputy Nicholas Fernandez, who were in full duty uniform and had possession of their firearms. Lieutenant Badali instructed Detective Solorio and Deputy Fernandez to enter the jail with their firearms. Additional deputies arrived to assist and



Deputy Spracher obtained a set of keys from CA Johnson. Deputy personnel ordered Suspect Kalaaukahi numerous times to put the Taser down and to let go of CA [redacted]. Suspect Kalaaukahi continued to hold onto CA [redacted] hair while holding and aiming the Taser toward the deputies. CA [redacted] was motionless and appeared to be lifeless or unconscious to some personnel on scene.

Deputy Spracher opened the cell door and made additional commands for Suspect Kalaaukahi to put down the Taser and let go of CA [redacted]. Suspect Kalaaukahi refused to obey the deputies' commands and pointed the Taser at deputy personnel. When Suspect Kalaaukahi failed to put down the Taser and let go of CA [redacted], Detective Solorio fired his weapons to stop Suspect Kalaaukahi from breaking CA [redacted] neck (*Refer to* ***Detective Solorio's Homicide transcript, page 7***). Deputy Fernandez fired his weapon because he thought Suspect Kalaaukahi would have killed CA [redacted] (*Refer to* ***Deputy Fernandez' IAB transcript, page 9***). After Suspect Kalaaukahi was shot, he let go of CA [redacted]; however, he continued to hold onto the Taser. CA [redacted] crawled out of the cell and Deputy Lawrence Cervantes carried her to the hallway. Deputy Pablo Suarez arrived on scene and utilized his portable radio to broadcast the shooting, *Refer to the radio traffic under* **[EXHIBIT D]**.

After CA [redacted] crawled out of the cell, Deputy Spracher attempted to close the door. Suspect Kalaaukahi attempted to exit the cell by pushing the door as he held onto the Taser. Deputy personnel eventually locked the door and ordered Suspect Kalaaukahi to let go of the Taser and to lay on the ground. When Suspect Kalaaukahi failed to obey the deputies' commands, Sergeant John Finney directed Deputy Brett Rogers to tase him. Deputy Rogers fired the Taser at Suspect Kalaaukahi and activated it for a five second duration, *See Deputy Rogers' Taser Activation Log* **[EXHIBIT E, page 21]**. After Deputy Rogers tased Suspect Kalaaukahi, the suspect obeyed the deputies' commands to lay on the ground. Deputies Spracher and Fernandez entered the cell and handcuffed Suspect Kalaaukahi. Deputy personnel administered medical aid to Suspect Kalaaukahi until paramedics arrived. Suspect Kalaaukahi sustained three gunshot wounds to his left chest and a broken left humerus. Suspect Kalaaukahi was transported to Long Beach Medical Center via ambulance for treatment. *See Suspect Kalaaukahi's Medical Reports* **[EXHIBIT F]**. CA [redacted] was transported by a patrol vehicle to Long Beach Memorial Medical Center.

The shooting incident was captured by Lakewood Station Jail surveillance footage **[EXHIBIT G]**. There were two cameras, which recorded the incident. One camera was affixed to the ceiling above the jailer's desk which recorded the events that occurred at the Live Scan Machine. A second camera was affixed to the ceiling inside the cell which captured events that occurred inside the cell. The surveillance footage did not capture any sound. The following tables describe the camera location, timeline and, descriptions of the incident:

IAB Note: The times noted below described the duration of the videos and not the actual time.

Live Scan Machine:

Video Time	Descriptions
3:20	CA [redacted] opened the cell and Suspect Kalaaukahi stepped out. CA [redacted] led Suspect Kalaaukahi to the Live Scan Machine.
3:35	CA [redacted] processed Suspect Kalaaukahi's right hand.
3:49	CA [redacted] cleaned Suspect Kalaaukahi's hands and cleaned the Live Scan Machine.
4:05	CA [redacted] processed Suspect Kalaaukahi's right hand.
4:18	Suspect Kalaaukahi turned his head slightly to the right.
4:22	Suspect Kalaaukahi twisted his body to the left and punched CA [redacted] in the face with his right fist. CA [redacted] fell on her back. Suspect Kalaaukahi immediately ripped the Taser and its holster away from CA [redacted] left leg.
4:30	Suspect Kalaaukahi stood over CA [redacted] as he removed the Taser from the holster. CA [redacted] rolled over to her knees and crawled toward the panic button. CA [redacted] lunged forward and struck the panic button. Suspect Kalaaukahi grabbed CA [redacted] hair, dragged her backward into the cell, and closed the door. The Taser appeared to be activated as Suspect Kalaaukahi closed the door.
4:55	Lieutenant Badali, Deputy Spracher, and Detective [redacted] arrived. Lieutenant Badali gave his OC spray to Deputy Spracher.
5:22	Detective Solorio, Deputy Fernandez, and CA Johnson arrived. Detective Solorio and Deputy Fernandez had their firearms in their right hands. CA Johnson inserted the key into the cell door. Deputy Spracher opened the cell door. Detective Solorio and Deputy Fernandez aimed their firearms into the cell. A muzzle flash was seen emitting from Detective Solorio's firearm.

5:37 CA [redacted] crawled out of the cell. Deputy Spracher closed the door. Detective Solorio and Deputy Fernandez holstered their firearms.

5:52 Deputy Sloan arrived and assisted CA Johnson to provide care for CA [redacted].

5:58 Deputy Cervantes arrived and carried CA [redacted] out of the jail.

6:08 The cell door opened as Detective Solorio, Deputies Spracher, and Fernandez pushed against it to keep it closed.

6:15 The cell door opened again as Deputy Spracher pushed against it to keep it closed.

8:57 The cell door opened, Deputies Spracher, Sloan, and Fernandez entered the cell and handcuffed the suspect.

6:26 Deputy Rogers entered the jail from the parking lot entrance.

6:38 Deputy Suarez entered the jail from the parking lot entrance. Deputy Suarez spoke with Detective Solorio and broadcast the shooting (based on Detective Solorio's and Deputy Suarez' statements).

6:55 Sergeant Finney arrived on scene.

7:29 Deputy Rogers aimed his Taser into the cell through the opened tray on the right side of the door just above the booking counter.

8:01 Deputy Spracher opened the cell door and Deputy Fernandez reach inside the cell with his leg (Deputy Fernandez kicked the Taser out of the cell according to his statements). Deputy Spracher closed the cell door.

8:57 Deputy Spracher opened the cell door. Deputies Fernandez, Spracher, Rogers, and Sloan entered the cell.

15:20 LACFD entered the jail from the entrance inside the station.

18:55 A gurney was brought into the jail from the station entrance.

21:22 Deputy Spracher appeared to be assisting deputy personnel load Suspect Kalaaukahi onto the gurney.

DISTRICT ATTORNEY'S LETTER OF OPINION

The Justice System Integrity Division of the Los Angeles County District Attorney's Office reviewed the shooting of Suspect Kalaaukahi by Detective Solorio and Deputy Fernandez. In their Letter of Opinion **[EXHIBIT B]**, dated September 18, 2019, Deputy District Attorney Shannon Presby concluded Detective Solorio and Deputy Fernandez acted lawfully in defense of another when they used deadly force against Suspect Kalaaukahi. There would be no further action from the District Attorney's Office.

INVOLVED EMPLOYEE AND WORK HISTORY

Roberto Solorio, Deputy Sheriff, [redacted]
South Patrol Division
Lakewood Station (LKD)

Work History

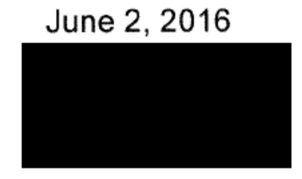
Date of Employment: November 2, 2000
Date Assigned to LKD:
Date Completed Patrol Training:
Prior Shooting incidents:
Prior Founded Force Incidents:
[redacted]

Equipment Worn On Person

Oleoresin Capsicum (OC) Spray
Key ring
Two magazine pouches with magazines
Expandable Baton (ASP)
Radio holder
Two handcuff cases
X-26 Taser
Smith & Wesson M&P 9MM semiautomatic pistol
Baton ring holder

Nicholas Fernandez, Deputy Sheriff, [redacted]
South Patrol Division
Lakewood Station (LKD)

Work History

Date of Employment: June 2, 2016
Date Assigned to LKD Station:
Date Completed Patrol Training:
Prior Shooting incidents:

[redacted]

Prior Founded Force Incidents: [redacted]

Equipment Worn On Person

Oleoresin Capsicum (OC) Spray
Key ring
Two magazine pouches with magazines
Expandable Baton (ASP)
Radio
Two handcuff cases
Smith and Wesson M&P 9MM semiautomatic pistol
Flashlight
Hobble device

Brett Rogers, Deputy Sheriff, [redacted]
South Patrol Division
Lakewood Station (LKD)

Work History

Date of Employment: June 27, 2016
Date Assigned to LKD Station:
Date Completed Patrol Training:
Prior Shooting incidents:
Prior Founded Force Incidents: [redacted]

Equipment Worn On Person

Oleoresin Capsicum (OC) Spray
Key ring
Two magazine pouches with magazines
Expandable Baton (ASP)
Radio
Two handcuff cases
Smith and Wesson M&P 9MM semiautomatic pistol
Hobble device
Knife
X-26 Taser

SUSPECT INFORMATION

James Keoni Kalaaukahi
Male, Asian, DOB: September 14, 1985; 5'10"; 260 pounds
[redacted]

IAB Note: A copy of Suspect Kalaaukahi's Consolidated Criminal History Reporting System/Criminal Information Index (CCHRS/CII) is included in the Homicide Investigation Book **[EXHIBIT A, pages 168 to 188]**.

SUSPECT'S INJURIES

Suspect Kalaaukahi sustained multiple gunshot wounds to his left chest which caused his left lung to collapse. *See Suspect Kalaaukahi's Medical Reports* **[EXHIBIT F]**. Suspect Kalaaukahi sustained a broken left humerus in addition to several broken ribs. One bullet was recovered during Suspect Kalaaukahi's surgery and released to Deputy Steinriede.

Bullet fragments were found in the following areas:

1. One large fragment found within or near the fifth vertebrae of the spine.
2. One large fragment found in the left lung.
3. Bullet fragments situated by the right humerus head with bone fragments that came from the left clavicle.
4. Two large bullet fragments were located behind the humeral head (shoulder joint).

DEPUTY PERSONNEL INJURY

CA[redacted] sustained the following injuries: fractured nose, fractured right wrist, cuts below her left and right eyes, cuts above her right eye, bruising and swelling on both cheeks, bruised lips, and bruise knees.

PHYSICAL EVIDENCE

All physical evidence was measured, photographed, and collected at Lakewood Station by Forensic Identification Specialists Jordan Swartz, [redacted], David Ozeta, [redacted], and Senior Criminalist Sallie Chin, [redacted], from the Los Angeles County Sheriff's Crime Lab. Homicide Detective Jason Marx, [redacted], collected seven (7) vials of blood taken from Suspect Kalaaukahi at Long Beach Memorial Medical Center. For descriptions of the evidence collected and where it was collected, see the Homicide Investigation Book **[EXHIBIT A, pages 140 to 144]**.

INVESTIGATOR'S OBSERVATIONS

Three hours transpired from the shooting to IAB Investigator's observations. The crime scene was described in detail by Homicide investigators **[EXHIBIT A, pages 145 to 147]**. Their description of the crime scene was consistent with IAB investigators' observations. The crime scene was also photographed and documented by the Sheriff's Crime Lab personnel **[EXHIBIT A, pages 145 to 147]**.

WEAPONS USED BY DETECTIVE ROBERTO SOLORIO, DEPUTIES NICHOLAS FERNANDEZ, AND BRETT ROGERS

Detective Solorio fired three rounds from his Smith & Wesson, M&P, 9MM, semiautomatic pistol. Deputy Fernandez fired one round from his Smith and Wesson, M&P, 9MM, semiautomatic pistol. The firearms were examined by Senior Criminalist Amanda Davis of the Scientific Services Firearms Identification Section and found to be functional **[EXHIBIT A, pages 194 & 195]**.

Detective Roberto Solorio

Date last qualified: [redacted]
Date last trained with firearm:

Deputy Nicholas Fernandez

Date last qualified: [redacted]
Date last trained with firearm:

Deputy Brett Rogers

Deputy Rogers deployed his X-26 Taser (X00-252797) at Suspect Kalaaukahi and activated it for a five-second duration **[EXHIBIT C, Sequence #894]**.

Date last trained with Taser: [redacted]

WEAPONS USED BY SUSPECT JAMES KALAAUKAHI

Personal weapons, and an X-26 Taser.

PROPERTY DAMAGE BY SUSPECT JAMES KALAAUKAHI

None.

CRIMINAL INVESTIGATORS AND CHARGES FILED

The criminal investigation into the shooting was handled by Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey of the Los Angeles County Sheriff's Department's Homicide Bureau. Los Angeles County Deputy District Attorney Mary Murray reviewed the investigation and charged Suspect Kalaaukahi with the following **[EXHIBIT A, pages 150 to 155]**:

1. One count of 245.3 PC – Assault (ADW/GBI) Upon a Custodial Officer.
2. One count of 209(a) PC – Kidnapping for Ransom or Extortion.
3. One count of 210.5 PC – False Imprisonment of a Hostage.

4. One count of 4532(b) (2) PC – Escape by Force or Violence.
5. One count of 10851(a) VD – Driving or Taking a Vehicle Without Consent.

IAB Note: At the time of this investigation, Suspect Kalaaukahi's criminal proceeding was on-going. Norwalk Superior Court, Case [redacted].

LIGHTING AND WEATHER CONDITIONS

The shooting occurred inside Lakewood Station booking cell. The booking cell and the jail were illuminated by fluorescent lights affixed to the ceilings.

The following interviews were recorded and transcribed. For more information and precise wording, refer to the Compact Disc submitted with this case containing the verbatim interview transcriptions and audio recordings. The following narrative contains summaries of the interviews:

EMPLOYEE WITNESSES:

Custody Assistant [redacted]

On August 16, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Custody Assistant (CA) [redacted]. On January 16, 2020, IAB Sergeant Dang interviewed CA [redacted]. Attorney Mitchell Kander from the Law Offices of Charles Goldwasser represented CA [redacted] during both interviews.

On August 10, 2018, CA [redacted] worked with CA Johnson as the jailers on day shift at Lakewood Station. At approximately 1300 hours, CA Johnson went to the Lakewood Station front counter to process a bail bond. CA [redacted] was inside the jail by herself. CA [redacted] knew she had to prepare the Live Scan machine to capture fingerprints of Suspect Kalaaukahi. CA [redacted] spoke with Suspect Kalaaukahi, who was inside the cell, and explained the booking process to him. Suspect Kalaaukahi was cooperative and exhibited no abnormal behavior. CA [redacted] opened the cell door and guided Suspect Kalaaukahi to the Live Scan machine.

Up to this point, Suspect Kalaaukahi had been cooperative and followed instructions from CA [redacted]. CA [redacted] proceeded and utilized the Live Scan machine to print Suspect Kalaaukahi's right hand. CA [redacted] attempted to process Suspect Kalaaukahi's left hand when she was "hit" in the face. The next thing CA [redacted] remembered she was on the ground and felt excruciating pain to her head (*refer to* ***CA*** [redacted] ***homicide transcript, pages 21 & 22***). CA [redacted] knew Suspect Kalaaukahi had assaulted her and she could not fight him alone because she was much smaller than him. CA [redacted] crawled to her feet and struck the panic button to alert station personnel she was "involved in a fight for her life."

CA [redacted] felt Suspect Kalaaukahi grab her hair and pull her backward as she struck the panic button. CA [redacted] believed she "blacked out;" however, she remembered Suspect Kalaaukahi pulled her inside the cell and closed the door. CA [redacted] turned her head and saw Suspect Kalaaukahi holding a Taser in his right hand as he held her hair with his left hand. The Suspect told her to give him her keys (*refer to **CA [redacted] homicide transcript, page 45***). CA [redacted] temporarily lost consciousness. CA [redacted] heard someone call her name. She opened her eyes, and saw the cell door had opened. CA [redacted] crawled out of the cell and someone, later identified on the video footage as CA Johnson, carried her away from the cell. Deputies Morgan Nyberg and Manjra Ayub transported CA [redacted] to Long Beach Memorial Medical Center in a patrol vehicle. CA [redacted] was unaware a shooting had occurred inside the booking cell.

Lieutenant Joseph Badali

On August 10, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Lieutenant Badali. On December 23, 2019, IAB Sergeant Luan Dang interviewed Lieutenant Badali. Attorney Mitchell Kander from the Law Offices of Charles Goldwasser represented Lieutenant Badali during both interviews. On March 5, 2020, Lieutenant Badali agreed to conduct a follow up interview with Sergeant Dang without representation.

> **IAB Note:** [redacted]

On August 10, 2018, Lieutenant Badali worked as the day shift watch commander at Lakewood Station. While viewing a computer monitor in the watch commander's office which consisted of surveillance videos throughout Lakewood Station, Lieutenant Badali saw live-feed footage from the jail area. The live-feed footage showed CA [redacted] lying on the ground while a large inmate, later identified as Suspect James Kalaaukahi, was standing over her. Based on the positions of CA [redacted] and Suspect Kalaaukahi, Lieutenant Badali believed CA [redacted] was the victim of an assault (*refer to **Lieutenant Badali's homicide transcript, page 2***).

While running toward the jail from the watch commander's office, Lieutenant Badali heard the panic alarm sound. Lieutenant Badali immediately recognized the panic alarm sound as a distress signal coming from the station jail. Lieutenant Badali alerted other personnel there was a fight in the jail. After securing his weapon, Lieutenant Badali entered the jail area; however, he did not see CA [redacted] where he had seen her previously from the live-feed footage. Lieutenant Badali ran toward the booking cell and saw Suspect Kalaaukahi holding CA [redacted] with one hand while aiming a weapon with a light toward him. Lieutenant Badali initially thought Suspect Kalaaukahi possibly had a firearm and

saw CA[redacted] face was covered in blood (*Refer to* ***Lieutenant Badali's IAB transcript, page 6***).

> **IAB Note:** Lieutenant Badali later discovered the light shined toward him was from a Taser.

Lieutenant Badali ran back toward the gun locker to retrieve his weapon when he saw Deputy Spracher, Detective Solorio, and Deputy Fernandez. Lieutenant Badali handed his OC canister to Deputy Spracher and instructed Detective Solorio and Deputy Fernandez to bring their firearms into the jail. Lieutenant Badali returned to the jail with Detective Solorio, Deputies Spracher and Fernandez. The door to the cell was locked and the key was inside the cell with CA[redacted]. Suspect Kalaaukahi refused to let go of CA[redacted].

Suspect Kalaaukahi continued to hold CA[redacted] by her head while pointing the Taser in the direction of the door toward Lieutenant Badali and Deputy Spracher. CA Johnson, the other jailer, returned to the jail and opened the cell with her keys. Once the cell door was opened, Suspect Kalaaukahi aimed the Taser at deputy personnel. He refused to follow the deputies' commands to let go of the bloody, unresponsive CA[redacted], and to drop the Taser. Lieutenant Badali feared CA[redacted] had been killed or was severely injured (*Refer to* ***Lieutenant Badali's homicide transcript, page 3***). Lieutenant Badali heard three to four "muffled" gunshots and saw CA[redacted] crawl out of the cell. Lieutenant Badali did not know who shot; however, he saw Suspect Kalaaukahi was struck in the upper torso area.

After the shooting, Suspect Kalaaukahi refused to obey the deputies' commands to get on the ground. As the deputies attempted to secure the cell door, Suspect Kalaaukahi pushed the cell door open and attempted to get out. Sergeant John Finney arrived on scene and instructed Deputy Brett Rogers to tase Suspect Kalaaukahi. Once the suspect was tased, deputy personnel entered the cell and rendered medical aid until paramedics arrived. Lieutenant Badali did not witness the deputies' interactions with Suspect Kalaaukahi once assisting personnel including other supervisors, arrived on scene. Lieutenant Badali sequestered himself, Detective Solorio, and Deputy Fernandez away from the scene.

Deputy Robert Spracher

On August 10, 2018, Homicide Sergeant Howard Cooper and Detective Shannon Rincon interviewed Deputy Spracher. Attorney Ken Yuwiler from the Law Offices of Rains Lucia Stern St. Phalle and Silver represented Deputy Spracher during the interview. On March 18, 2020, IAB Sergeants Luan Dang and Louis Serrano interviewed Deputy Spracher.

On August 10, 2018, Deputy Spracher worked as the watch deputy on day shift. At approximately 1300 hours, Deputy Spracher heard the sound of the station

alarm activate. As Deputy Spracher walked toward the control board inside the dispatch area to identify the location of the alarm activation, he heard Lieutenant Badali yell there was a "fight in the jail" (*Refer to **Deputy Spracher's homicide transcript page 1***). Deputy Spracher checked the station monitors on the control board inside the dispatch area and saw a "black blur" on the screen covering the Live Scan booking area.

Deputy Spracher exited the dispatch area and ran behind Lieutenant Badali toward the station jail. While running toward the station jail, Deputy Spracher heard a female screaming from the jail. Deputy Spracher described the screaming sound as "someone in severe distress, being attacked, and needed help" (*Refer to **Deputy Spracher's homicide transcript, page 2 and IAB's transcript, page 7***). After securing his firearm, Deputy Spracher followed Lieutenant Badali into the jail. As soon as Deputy Spracher entered the jail, he saw blood on the floor and streak marks of blood leading to a cell.

Deputy Spracher walked toward the cell, looked inside, and saw Suspect Kalaaukahi holding a Taser with his left hand while holding CA [redacted] hair with his right hand. Deputy Spracher saw CA [redacted] face was covered in blood, unrecognizable, and appeared she "was just beaten to a pulp" (*Refer to **Deputy Spracher's homicide transcript, page 2***). CA [redacted] sat on the ground and appeared unconscious as Suspect Kalaaukahi appeared to be pulling her hair and "stretching" her neck.

Deputy Spracher attempted to open the door, but it was locked. As Suspect Kalaaukahi held onto CA [redacted] hair with one hand, he aimed the Taser at Deputy Spracher and Lieutenant Badali. Deputy Spracher saw the light from the Taser point at him. Deputy Spracher and Lieutenant Badali ordered Suspect Kalaaukahi numerous times to put down the Taser and to let go of CA [redacted], but he did not comply. Lieutenant Badali gave his OC spray to Deputy Spracher and said they needed guns inside the jail. Deputy Spracher took possession of Lieutenant Badali's OC spray and attempted to spray Suspect Kalaaukahi; however, the OC spray did not work.

Additional personnel responded to the jail and Deputy Spracher saw Detective Solorio and Deputy Fernandez with their firearms in their hands. Suspect Kalaaukahi continued to hold onto CA [redacted] while refusing to obey the deputies' commands to put down the Taser and let go of the "lifeless" CA [redacted] (*Refer to **Deputy Spracher's IAB transcript, page 14***). Deputy Spracher obtained a set of jail keys from an unknown person and opened the cell door. Once the door opened, Deputy Spracher heard three to four gunshots. Immediately after the gunshots, CA [redacted] crawled out of the cell. Deputy Spracher closed the door; however, the door did not immediately lock. Deputy Spracher and another unknown deputy braced their feet against the door as Deputy Spracher attempted to lock the door with the keys. Suspect Kalaaukahi continued to hold onto the Taser while pushing on the door.

Suspect Kalaaukahi eventually laid down on the ground on his stomach; however, he tucked his arms underneath his upper body. Deputy Brett Rogers, fired his Taser at the suspect through an open tray slot. After Deputy Rogers fired the Taser, Suspect Kalaaukahi obeyed commands from the deputies, removed his arms from underneath his upper body, and placed them to his sides. Deputies Spracher and Fernandez entered the cell and handcuffed Suspect Kalaaukahi. Paramedics arrived and rendered medical aid to the suspect.

Detective [redacted]

On August 10, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Detective [redacted]. Attorney Mitchell Kander from the Law Offices of Charles Goldwasser represented Detective [redacted] during the interview. On March 26, 2020, IAB Sergeant Dang interviewed Detective [redacted].

On August 10, 2018, Detective [redacted] worked as an Operation Safe Streets Bureau detective assigned to Lakewood Station. Detective [redacted] was walking toward the front lobby of Lakewood Station to register a female gang member when he saw Lieutenant Badali run toward the jail area. Lieutenant Badali told Detective [redacted] there was a fight in the jail (*Refer to **Detective [redacted] homicide transcript, page 2***). Detective [redacted] ran behind Lieutenant Badali. After securing his firearm in the gun locker, Detective [redacted] entered the jail and saw Lieutenant Badali run back toward the door. Because the door had closed, Detective [redacted] went to the jailer's desk and pressed the door release button. Lieutenant Badali exited the jail and yelled to responding deputies that the suspect had a Taser and was holding a hostage. Lieutenant Badali removed his firearm from the gun locker and instructed responding personnel to bring their firearms into the jail.

Not wanting the door to close again and lock personnel inside, Detective [redacted] stood by the door and held it open. Additional deputies responded from inside the station and entered the jail. While holding the door open, Detective [redacted] heard commands from unknown deputies, ordering the suspect to drop the Taser. From Detective [redacted] position, his view of the cell door was blocked by the numerous deputies. Detective [redacted] believed the deputies opened the door and ordered the suspect to drop the Taser several times (*Refer to **Detective [redacted] IAB transcript, pages 28 & 29***).

After the deputies ordered the suspect to drop the Taser, Detective [redacted] heard three to four gunshots; however, he did know who had fired their weapons. After the gunshots, CA [redacted] crawled out of the cell at which time two unknown deputies picked her up and carried her out of the jail.

Once CA [redacted] exited the jail, the cell door closed again and Detective [redacted] heard someone giving commands to deploy the Taser. Detective

[redacted] heard the Taser activate and unknown deputies entered cell to handcuff the suspect. Detective [redacted] did not see the interactions between the deputies and the suspect inside the cell. Paramedics arrived and treated CA [redacted] and the suspect. Once CA [redacted] and the suspect were transported, Detective [redacted] instructed an unknown person to mark the shell casings. Detective [redacted] returned to his desk and assisted homicide. Detective [redacted] homicide interview was summarized under **[EXHIBIT A, pages 73 & 74]**.

Deputy Lawrence Cervantes

On August 10, 2018, Homicide Sergeant Howard Cooper and Detective Shannon Rincon interviewed Deputy Cervantes. Present during the interview was IAB Sergeant Francois Chang. On April 2, 2020, IAB Sergeant Dang interviewed Deputy Cervantes.

On August 10, 2018, Deputy Cervantes was in the Lakewood Station gym when he heard a ringing sound coming from the juvenile detention area. Deputy Cervantes ran toward the jail and saw Law Enforcement Technician (LET) Catherine Brown standing by the jail entrance as she pointed into the jail. Deputy Cervantes entered the jail and saw Lieutenant Badali, Detective Solorio, and other deputy personnel standing in front of the cell. Detective Solorio held a firearm, pointed it into the cell, and fired two to three rounds. Deputy Cervantes could not see inside the cell. Approximately two to three seconds after the shooting, CA [redacted] crawled out of the cell. CA [redacted] was bleeding from the face. Deputy Cervantes grabbed CA [redacted] shoulders and assisted CA Johnson in carrying CA [redacted] out of the jail. Deputy Cervantes stayed with CA [redacted] until paramedics arrived and rendered medical aid.

Deputy Pablo Suarez

On August 10, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Deputy Suarez. Present during the interview was Deputy District Attorney Mary Murray and IAB Sergeant Luan Dang. On April 2, 2020, IAB Sergeant Dang interviewed Deputy Suarez.

On August 10, 2018, Deputy Suarez worked a two-person unit, 132D, with Deputy Rogers on day shift at Lakewood Station. While on patrol in the area, Deputy Suarez heard Lakewood desk personnel ask for units, via the radio, to respond to an emergency inside the station jail. When they arrived at the scene, Deputy Suarez took possession of Deputy Rogers' firearm. Deputy Rogers entered the jail as Deputy Suarez secured their firearms. Once Deputy Suarez secured the firearms, he entered the jail and learned Detective Solorio was involved in a shooting.

Deputy Suarez utilized his portable radio and broadcasted the shooting. After Deputy Suarez finished the shooting broadcast, he went back into the jail and saw Deputy Rogers holding a Taser. His arm was extended into the booking cell through a tray slot. Deputy Suarez looked inside the open cell door and realized Deputy Rogers had fired the Taser at the suspect based on the metal prongs penetrating the suspect's back. The suspect appeared to have sustained a gunshot wound to his chest. Deputy Stephanie Sloan and another deputy entered the cell and handcuffed the suspect. Once the suspect was handcuffed, Deputy Suarez approached CA [redacted] who was accompanied by CA Johnson. CA [redacted] was "going in and out of consciousness" and appeared her face was "busted" (*Refer to **Deputy Suarez' homicide transcript, page 4***). The fire department arrived and rendered medical aid to the suspect.

Deputy Stephanie Sloan

On August 10, 2018, Homicide Sergeant Howard Cooper and Detective Shannon Rincon interviewed Deputy Sloan. Present during the interview was IAB Sergeant Francois Chang. On April 1, 2020, IAB Sergeant Dang interviewed Deputy Sloan.

On August 10, 2018, Deputy Sloan worked as Unit #132. Deputy Sloan was in the parking lot in front of Lakewood Station when she heard radio traffic on [redacted] requesting units to respond to an emergency in the station jail. Deputy Sloan ran through the lobby and responded to the jail. When Deputy Sloan reached the jail door from inside Lakewood Station, she heard three loud bangs (*Refer to **Deputy Sloan's homicide transcript, page 1***). Deputy Sloan secured her weapons and entered the jail. Upon entering the jail, Deputy Sloan saw Detective Solorio, Deputies Spracher, and Fernandez standing in front of a cell as they pushed against it to keep it closed. CA Johnson held CA [redacted] approximately 10 feet away from the cell. CA [redacted] hands and knees were on the ground and she appeared to be injured.

Deputy Sloan went toward the cell, looked inside, and saw Suspect Kalaaukahi holding a Taser as he aimed it at the deputy personnel. Deputy Sloan learned Suspect Kalaaukahi had been shot, and they (Deputies Sloan, Spracher, and Fernandez) needed to enter the cell to render medical aid. A plan was formulated and the deputies ordered Suspect Kalaaukahi numerous times to drop the Taser and to get on the ground. When Suspect Kalaaukahi failed to obey the deputies' orders, Deputy Sloan heard someone tell an unknown deputy to tase him. Deputy Sloan heard the Taser activate and saw Suspect Kalaaukahi drop the Taser from his hand as he lay on the ground. Deputies Sloan, Spracher, and Fernandez entered the cell and handcuffed Suspect Kalaaukahi. They monitored Suspect Kalaaukahi until paramedics arrived and transported him away. Deputy Sloan removed herself from the scene and she was later interviewed by homicide investigators.

Sergeant John Finney

On August 10, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Sergeant Finney. On January 16, 2020, IAB Sergeant Dang interviewed Sergeant Finney. Attorney Mitchell Kander from the Law Offices of Charles Goldwasser represented Sergeant Finney during both interviews.

On August 10, 2018, Sergeant Finney was assigned to work unit 130S on PM shift. While changing into his duty uniform in the locker room, Sergeant Finney heard radio traffic from the intercom that units were requested to an emergency in the station jail. Sergeant Finney responded to the station jail and saw CA [redacted] lying on the floor while leaning against the wall in the hallway next to the jail's entrance (*Refer to* ***Sergeant Finney's homicide transcript, page 2***). CA [redacted] face was swollen and blood was "pouring" out of her nose. As Sergeant Finney entered the jail, he smelled the odor of burnt gun powder and saw numerous deputies standing in front of the cell. Sergeant Finney saw a male, later identified as Suspect Kalaaukahi, standing inside the cell while holding a Taser in one hand as he pushed against the cell door (*Refer to* ***Sergeant Finney's IAB transcript, page 5***). Suspect Kalaaukahi was covered in blood as he screamed and refused to lay down as instructed by deputy personnel. Sergeant Finney saw the cell door open and Suspect Kalaaukahi attempting to exit while holding a Taser.

Sergeant Finney instructed a deputy, later identified as Deputy Rogers, to open the tray slot in the door and tase Suspect Kalaaukahi. Deputy Rogers tased Suspect Kalaaukahi; however, Suspect Kalaaukahi did not go down and continued to hold onto the Taser. Sergeant Finney told Deputy Rogers to tase Suspect Kalaaukahi again. After several Taser activations, Suspect Kalaaukahi laid down on his stomach and placed his arms to the side as instructed. An unknown deputy opened the cell door, which allowed deputy personnel to enter the cell to handcuff Suspect Kalaaukahi. Sergeant Finney ensured deputy personnel summoned paramedics and rendered medical aid to Suspect Kalaaukahi. Sergeant Finney's homicide interview was summarized under **[EXHIBIT A, pages 72 & 73]**.

Deputy Brent Parriott

On August 10, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Deputy Parriott. On March 18, 2020, IAB Sergeants Luan Dang and Louis Serrano interviewed Deputy Parriott.

On August 10, 2018, Deputy Parriott worked as Unit 132T2 on day shift. Deputy Parriott heard radio traffic from Lakewood Station desk personnel asking units to respond to an emergency inside the station jail. Deputy Parriott responded to Lakewood Station jail and noticed the jail door leading to the back parking lot was

opened. There were numerous deputies congregated by the cell and yelling at someone. An unknown deputy held a Taser and pointed it through the open tray slot on the cell door. The Taser appeared to have been fired as the wires connected from the Taser extended into the cell. Deputy Parriott saw blood spots on the ground leading to the door to the hallway of the station. Deputy Parriott saw CA [redacted] lying on the ground in the hallway. She appeared to be unconscious (*Refer to **Deputy Parriott's IAB transcript, page 3***). Deputy Parriott took digital photographs of CA [redacted] and later provided them to Homicide Detective Bailey. Deputy Parriott's homicide interview was summarized under **[EXHIBIT A, page 78]**.

Deputy Tyler Steinriede

On August 11, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Deputy Steinriede. Deputy Steinriede's homicide interview was summarized under **[EXHIBIT A, pages 132 & 133]**.

On August 10, 2018, Deputy Steinriede was assigned as unit 133B on day shift. Deputy Steinriede received a disturbance call of a person, later identified as Suspect Kalaaukahi, in possession of a chainsaw who was acting erratically in the parking lot of a church, Lakewood Station Incident, LKD18222-0151 **[Miscellaneous Documents]**. Deputy Steinriede responded to the call and assisted Deputy Farias in arresting Suspect Kalaaukahi for possession of a stolen vehicle, Lakewood Station Incident, LKD18222-0157 **[Miscellaneous Documents]**. Deputies Farias and Leung transported Suspect Kalaaukahi to Lakewood Station. Deputy Steinriede returned to his patrol duties.

Approximately two hours after Suspect Kalaaukahi was arrested, Deputy Steinriede heard emergent radio traffic from Lakewood Station requesting units to respond to an emergency in the jail. Deputy Steinriede acknowledged the request and responded. When Deputy Steinriede arrived at the Lakewood Station jail, Suspect Kalaaukahi was already removed from the cell and transferred to an ambulance. Deputy Steinriede rode inside the ambulance with Suspect Kalaaukahi and provided security during his surgery. Deputy Steinriede took possession of a bullet that was removed from Suspect Kalaaukahi's left arm. He gave the bullet to Detective Shelby Martin.

Deputy Tyler Blanchard

On August 10, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Deputy Blanchard. On April 2, 2020, IAB Sergeant Luan Dang interviewed Deputy Blanchard. Deputy Blanchard's homicide interview was summarized under **[EXHIBIT A, pages 79 & 80]**.

On August 10, 2018, Deputy Blanchard was assigned as Unit 132W1 on PM shift. While patrolling the parking lot of Lakewood Mall, Deputy Blanchard heard

emergent radio traffic on [redacted] from Lakewood Station Desk personnel requesting units to respond to an emergency at Lakewood Station jail. Deputy Blanchard responded to Lakewood Station and secured his weapon in his patrol vehicle before he entered the jail. As Deputy Blanchard entered the jail, he heard an unknown deputy advised there was a shooting. Deputy Blanchard smelled what he described as burnt gun powder. Deputy Blanchard saw numerous deputy personnel in front of the cell ordering Suspect Kalaaukahi to let go of the Taser and to get on the ground. Suspect Kalaaukahi was standing inside the cell holding a Taser with the light activated. Deputy Blanchard went to a nearby drawer and retrieved plastic gloves when he heard someone give an order to tase the suspect (*Refer to* ***Deputy Blanchard's IAB transcript, pages 5 & 6***). Suspect Kalaaukahi was tased by an unknown deputy and subsequently went down to the ground. Deputy Blanchard entered the cell with Deputies Spracher and Sloan to handcuff Suspect Kalaaukahi. They monitored Suspect Kalaaukahi's condition until he was transported away by paramedics. Deputy Blanchard was sequestered until he was interviewed by Homicide investigators.

Deputy Karla Farias

On August 10, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Deputy Farias. IAB Sergeant Dang was present during the interview. Deputy Farias' homicide interview was summarized under **[EXHIBIT A, pages 80 & 81]**.

On August 10, 2018, Deputy Farias worked as Unit #133 on day shift. During her work shift, Deputy Farias received a call of a suspicious person, later identified as Suspect Kalaaukahi, who was in a church parking lot with a chainsaw. Deputy Farias responded to the location and detained Suspect Kalaaukahi. As Deputy Farias detained Suspect Kalaaukahi, she learned from Deputy Godinez the suspect had stolen his uncle's vehicle and the victim was desirous of prosecution. Deputy Farias arrested Suspect Kalaaukahi and transported him to Lakewood Station. After Deputy Farias booked Suspect Kalaaukahi, she left the station. Soon after Deputy Farias left Lakewood Station, she overheard radio traffic that units were needed at the Lakewood Station jail. When Deputy Farias arrived at Lakewood Station, she did not enter the jail because numerous personnel were already on scene. Deputy Farias stayed in the parking lot, outside the jail, and provided security.

Deputy Ayub Manjra

On April 2, 2020, IAB Sergeant Luan Dang interviewed Deputy Manjra at Lakewood Station.

On August 10, 2018, Deputy Manjra was assigned to work a special assignment in Bellflower. Deputy Manjra heard emergent radio traffic over [redacted] from Lakewood Station desk personnel that a shooting had occurred inside the station

jail. Deputy Manjra responded to Lakewood Station Jail and saw CA [redacted] lying on a stretcher in the hallway next to the jail entrance. CA [redacted] was bleeding from the nose and her face was covered in blood as she was treated by paramedics. Deputy Manjra accompanied CA [redacted] to the hospital and took digital photographs of her injuries. Deputy Manjra did not enter the jail and never saw the suspect or witnessed the use of force.

IAB Note: [redacted]

Custody Assistant Karen Johnson

On August 10, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed CA Johnson. On March 19, 2020, IAB Sergeant Luan Dang interviewed CA Johnson at Lakewood Station.

On August 10, 2018, CA Johnson worked with CA [redacted]. They were the jailers on day shift at Lakewood Station. At approximately 1300 hours, CA Johnson responded to Lakewood Station's front counter to process a bail bond. While at the front counter, CA Johnson heard an alarm sound and thought the sound came from the juvenile detention room. CA Johnson heard an unknown person directed her to the jail area. When CA Johnson arrived at the jail, she saw numerous deputies near the cabinets in front of the cell. CA Johnson ran toward the cell, looked inside, and saw Suspect Kalaaukahi holding a Taser in one hand and the Taser wires were wrapped around CA [redacted] neck (*Refer to **CA Johnson's homicide transcript, page 3***). An unknown person asked for her keys. CA Johnson handed her keys to an unknown person who opened the cell door. CA [redacted] crawled out of the cell and appeared to be injured as her face was covered in blood. After CA [redacted] crawled out of the cell, CA Johnson heard two popping sounds; however, she did not know if someone had shot or fired a Taser (***Refer to CA Johnson's homicide transcript, page 16***). CA Johnson held onto CA [redacted] and escorted her out of the jail area. CA Johnson stayed with CA [redacted] until paramedics arrived. CA Johnson's homicide interview was summarized under **[EXHIBIT A, pages 75 & 76]**.

Law Enforcement Technician Catherine Brown

On August 10, 2018, Homicide Sergeant Howard Cooper and Detective Shannon Rincon interviewed Law Enforcement Technician (LET) Brown. Present during the interview was IAB Sergeant Francois Chang. On April 2, 2020, IAB Sergeant Dang interviewed LET Johnson

On August 10, 2018, LET Brown was sitting in her office when she heard loud screaming from a female inside the jail area. LET Brown described the screams as if "someone was killing her" and "she was being murdered" (*Refer to **LET Brown's IAB transcript, page 4 and homicide transcript, page 5***). LET

Brown ran to the jail entrance from the station and saw Lieutenant Badali, Deputy Spracher, and another deputy ordered someone to "let her go and back away." LET Brown recognized the screaming sound came from CA [redacted]; however, she did not see CA [redacted]. Lieutenant Badali yelled for someone to get a firearm inside the jail. LET Brown saw Deputy Fernandez, who was in full duty uniform with a firearm. He was holding papers as he approached the jail from the station hallway. LET Brown took the papers from Deputy Fernandez and told him to go into the jail. LET Brown stood by the entrance of the jail and saw an unknown deputy shoot three times into the cell. LET Brown could not see inside the cell from her position.

After the shooting, LET Brown ran to the Operations office and informed Sergeant Thomas Burt that shots were fired in the jail. Once she notified Sergeant Burt, LET Brown ran back to the jail. When she returned to the jail entrance, CA [redacted] was sitting by the wall with CA Johnson. LET Brown thought CA [redacted] had been shot because she was bleeding from the face and her uniform was covered in blood (*Refer to* ***LET Brown's IAB transcript, page 16***). LET Brown heard via dispatch that Lakewood Station personnel coordinated with the Fire Department and requested their response. LET Brown went to the parking lot and opened the gate for the fire department.

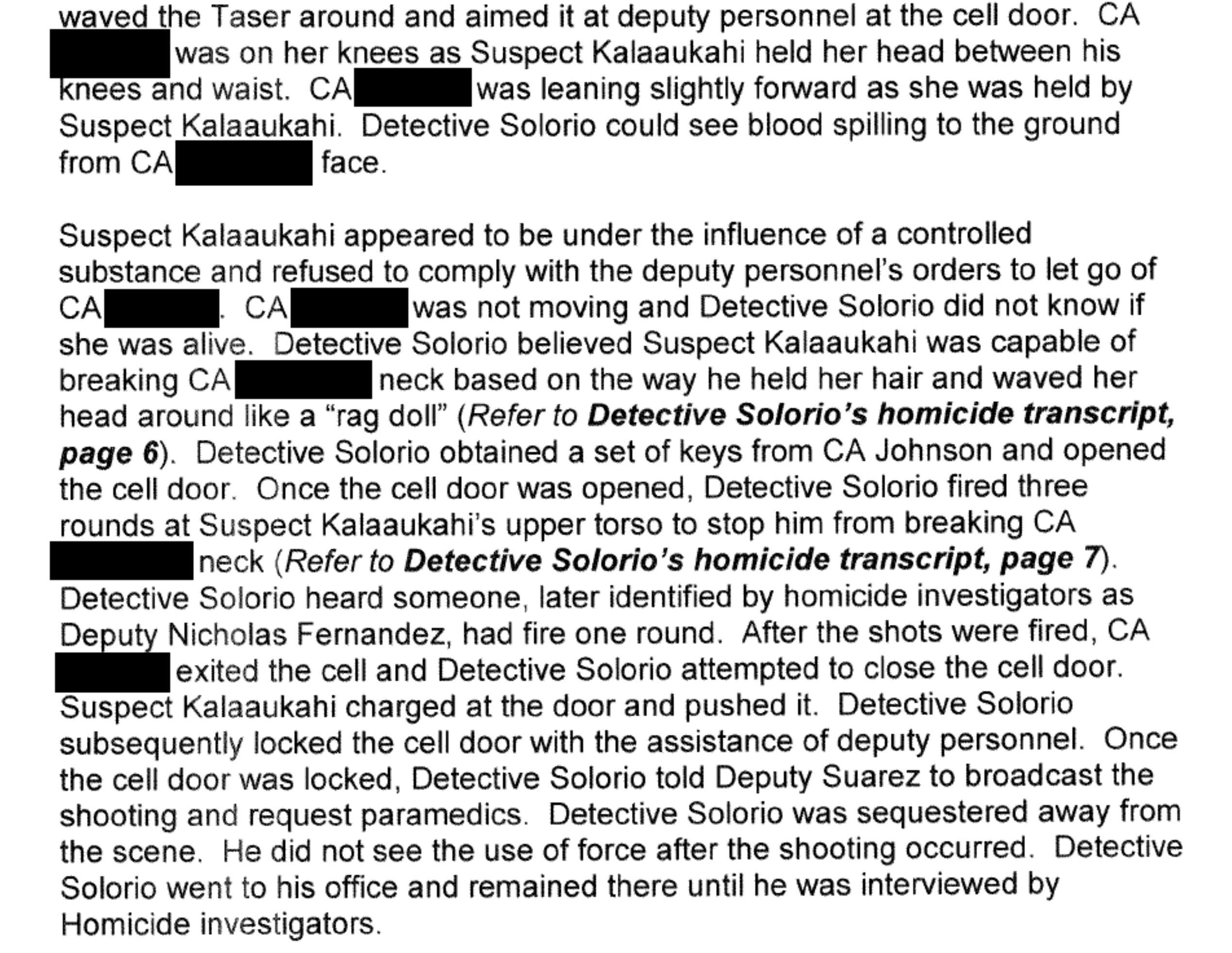
INVOLVED PERSONNEL

Detective Roberto Solorio

On August 12, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Detective Solorio. On April 15, 2020, IAB Sergeants Luan Dang and Louis Serrano interviewed Detective Solorio. Attorney Ken Yuwiler from the Law Offices of Rains Lucia Stern St. Phalle & Silver represented Deputy Solorio during the interviews.

On August 10, 2018, Detective Solorio was assigned to Lakewood Station Detective Bureau. At approximately 1245 hours, Detective Solorio heard yelling coming from the Lakewood Station jail. Detective Solorio exited his office and noticed the station emergency lights flashing. Detective Solorio recognized the flashing lights as an emergency and responded to the jail. As Detective Solorio was about to secure his weapon, Lieutenant Badali exited the jail and told him to bring his firearm into the jail. As Detective Solorio entered the jail with his firearm in his hand, he saw blood on the ground. Deputy Spracher was holding OC spray, while aiming into the cell. The cell door was closed.

Detective Solorio approached the cell and saw a large male, later identified as Suspect Kalaaukahi, standing behind CA [redacted] while facing the cell door. Suspect Kalaaukahi held CA [redacted] by the hair with one hand as he held a Taser with his other hand. The Taser appeared to be activated. Detective Solorio could see the red light coming from the Taser as Suspect Kalaaukahi



waved the Taser around and aimed it at deputy personnel at the cell door. CA [redacted] was on her knees as Suspect Kalaaukahi held her head between his knees and waist. CA [redacted] was leaning slightly forward as she was held by Suspect Kalaaukahi. Detective Solorio could see blood spilling to the ground from CA [redacted] face.

Suspect Kalaaukahi appeared to be under the influence of a controlled substance and refused to comply with the deputy personnel's orders to let go of CA [redacted]. CA [redacted] was not moving and Detective Solorio did not know if she was alive. Detective Solorio believed Suspect Kalaaukahi was capable of breaking CA [redacted] neck based on the way he held her hair and waved her head around like a "rag doll" (*Refer to* ***Detective Solorio's homicide transcript, page 6***). Detective Solorio obtained a set of keys from CA Johnson and opened the cell door. Once the cell door was opened, Detective Solorio fired three rounds at Suspect Kalaaukahi's upper torso to stop him from breaking CA [redacted] neck (*Refer to* ***Detective Solorio's homicide transcript, page 7***). Detective Solorio heard someone, later identified by homicide investigators as Deputy Nicholas Fernandez, had fire one round. After the shots were fired, CA [redacted] exited the cell and Detective Solorio attempted to close the cell door. Suspect Kalaaukahi charged at the door and pushed it. Detective Solorio subsequently locked the cell door with the assistance of deputy personnel. Once the cell door was locked, Detective Solorio told Deputy Suarez to broadcast the shooting and request paramedics. Detective Solorio was sequestered away from the scene. He did not see the use of force after the shooting occurred. Detective Solorio went to his office and remained there until he was interviewed by Homicide investigators.

Deputy Nicholas Fernandez

On August 12, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Deputy Fernandez. On April 15, 2020, IAB Sergeants Luan Dang and Louis Serrano interviewed Deputy Fernandez. Attorney Ken Yuwiler from the Law Offices of Rains Lucia Stern St. Phalle & Silver represented Deputy Fernandez during the interviews.

On August 10, 2018, Deputy Fernandez was assigned as Unit 135A on PM shift. Deputy Fernandez was dressed in full Class A uniform; however, his shift was not scheduled to start until [redacted] hours. At approximately 1300 hours, Deputy Fernandez was in the report writing room when he heard the sound of an emergency alarm. Deputy Fernandez ran to the hallway and saw Detective Solorio. Deputy Fernandez thought there was a fire in the jail. Deputy Fernandez ran to the jail with Detective Solorio. When he arrived at the jail, Deputy Fernandez saw Lieutenant Badali and LET Brown. Before he secured his firearm, Lieutenant Badali told him to bring his firearm inside the jail. Deputy Fernandez handed his paperwork to LET Brown and entered the jail with his firearm in his hand.

When Deputy Fernandez entered the jail, he saw a deputy, later identified by IAB investigators as Deputy Spracher, standing by the cell. The cell door was closed and it appeared as if Deputy Spracher was trying to deploy his OC spray into the cell. As Deputy Fernandez reached the cell, he saw Suspect Kalaaukahi standing in the middle of the cell holding on CA [redacted] hair in one hand and holding a Taser in the other hand. CA [redacted] was on her knees as her body leaned forward and her face pointed toward the ground. There was a pool of blood on the ground directly beneath CA [redacted] face (*Refer to* ***CA*** [redacted] ***homicide transcript, page 5***). CA [redacted] arms appeared limp as they hung by her side. Deputy Fernandez believed CA [redacted] was "dying" based on his observations and the fainted moans coming from her. Deputy personnel ordered Suspect Kalaaukahi numerous times to let go of CA [redacted]; however, Suspect Kalaaukahi did not comply.

Someone opened the cell door at which time Deputy Fernandez saw Suspect Kalaaukahi aimed the red light of the Taser directly toward Deputy Fernandez' face. Fearing the suspect had killed or will kill CA [redacted], Deputy Fernandez fired one or two rounds from his firearm at Suspect Kalaaukahi's upper torso. After Suspect Kalaaukahi was shot, he released CA [redacted]. CA [redacted] was able to crawl out of the cell.

Once CA [redacted] crawled out of the cell, Deputy Fernandez assisted deputies on scene to close the cell door. Suspect Kalaaukahi charged at the door and attempted to push it open. Deputy personnel ordered Suspect Kalaaukahi to get down on the ground, but he did not comply and continued to push the cell door. One of the deputies, later identified by IAB investigators as Deputy Brett Rogers, tased Suspect Kalaaukahi through the tray slot on the cell door. After Suspect Kalaaukahi was tased, he complied with deputy personnel's orders and got on the ground. Deputy Fernandez entered the cell with other deputies, handcuffed Suspect Kalaaukahi, and rendered medical aid. Deputy Fernandez was sequestered away from the scene.

Deputy Brett Rogers

On August 10, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Deputy Fernandez. On April 15, 2020, IAB Sergeants Luan Dang and Louis Serrano interviewed Deputy Fernandez. Attorney Ken Yuwiler from the Law Offices of Rains Lucia Stern St. Phalle & Silver represented Deputy Fernandez during the interviews.

On August 10, 2018, Deputy Rogers worked a two-person unit, Unit 132D, on day shift with his Field Training Officer, Deputy Pablo Suarez. As they attended to their patrol duties, Deputy Rogers heard over the radio that someone requested help at Lakewood Station jail. Deputies Rogers and Suarez responded to the jail. When they arrived at the location, Deputy Rogers handed

his firearm to Deputy Suarez. Deputy Rogers ran into the jail as Deputy Suarez secured the firearm.

When Deputy Rogers entered the jail from the parking lot entrance, he saw blood on the floor. Numerous deputies stood by the cell door and appeared to be pushing against it. Deputy Rogers looked into the cell and saw a large male, later identified as Suspect Kalaaukahi, standing inside the cell pushing against the door in an attempt to "escape" (*Refer to* ***Deputy Rogers' IAB transcript, page 11***). Suspect Kalaaukahi held a Taser in his hand as he waved and pointed it at deputy personnel. Deputy personnel ordered Suspect Kalaaukahi numerous times to drop the Taser and get on the ground. Suspect Kalaaukahi refused to comply with the deputies' orders. Sergeant Finney directed Deputy Rogers to tase Suspect Kalaaukahi. Deputy Rogers removed his Taser and fired it through the opened tray slot of the booking cell. The Taser prongs struck Suspect Kalaaukahi's back and Deputy Rogers activated it for a five second duration, see Deputy Rogers' Taser Activation Log **[EXHIBIT E, page 21]**.

The Taser appeared effective as Suspect Kalaaukahi went to the ground and dropped the Taser he had in his possession. Once Suspect Kalaaukahi was on the ground, Deputy Rogers assisted other deputies and entered the cell to handcuff the suspect. The fire department arrived and Deputy Rogers assisted the paramedics to load Suspect Kalaaukahi onto a gurney.

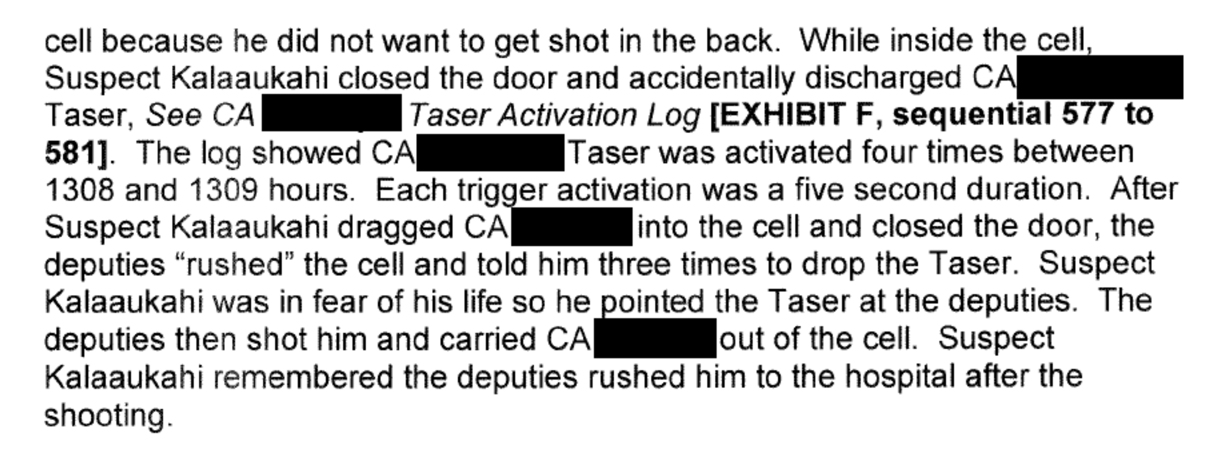
SUSPECT'S STATEMENT

Suspect James Kalaaukahi

On August 11, 2018, Homicide Sergeant Chaffey Shepherd and Detective Jonathan Bailey interviewed Suspect Kalaaukahi at St. Francis Medical Center.

Suspect Kalaaukahi believed his life was in danger and he was in need of protection because people (including the police) were chasing him (*Refer to* ***Suspect Kalaaukahi's homicide transcript, page 5***). Suspect Kalaaukahi believed the people were coming into the jail with knives to kill him. When CA [redacted] removed him from the cell to capture his fingerprints, he "whacked her in the face" (*Refer to* ***Suspect Kalaaukahi's homicide transcript, page 7***). Suspect Kalaaukahi indicated he punched CA [redacted] in the nose "real hard" because his life was in danger. After Suspect Kalaaukahi punched CA [redacted] in the nose, he took the Taser from her to defend himself because he knew there were people trying to shoot him (*Refer to* ***Suspect Kalaaukahi's homicide transcript, page 12***). Suspect Kalaaukahi stated CA [redacted] was involved with the people who wanted to kill him and she told him she was going to allow those people to come in the jail.

After Suspect Kalaaukahi assaulted CA [redacted], he realized he could not escape so he dragged her into a cell. Suspect Kalaaukahi dragged CA [redacted] into the



cell because he did not want to get shot in the back. While inside the cell, Suspect Kalaaukahi closed the door and accidentally discharged CA [redacted] Taser, *See CA* [redacted] *Taser Activation Log* **[EXHIBIT F, sequential 577 to 581]**. The log showed CA [redacted] Taser was activated four times between 1308 and 1309 hours. Each trigger activation was a five second duration. After Suspect Kalaaukahi dragged CA [redacted] into the cell and closed the door, the deputies "rushed" the cell and told him three times to drop the Taser. Suspect Kalaaukahi was in fear of his life so he pointed the Taser at the deputies. The deputies then shot him and carried CA [redacted] out of the cell. Suspect Kalaaukahi remembered the deputies rushed him to the hospital after the shooting.

> **IAB Note:** At the time of this investigation, Suspect Kalaaukahi remained in custody at Twin Towers Correctional Facility. He had been classified as a high risk inmate. Suspect Kalaaukahi had been disciplined numerous occasions for violating jail rules which included challenging staff to fight.